

STATE OF KANSAS )  
SHAWNEE COUNTY ) SS  
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REGISTERED DEEDS  
JEAN O'BRIEN

AMENDMENT NO. 4 TO DECLARATION OF CONDOMINIUM OF  
PHEASANT RUN BUILDINGS 1, 2, 3, 4, 5, 6, 7, 8, 9, 10  
11, 12, 13, 14, 15 and 16, A CONDOMINIUM IN TOPEKA,  
SHAWNEE COUNTY, KANSAS

THIS AMENDMENT, to the DECLARATION OF CONDOMINIUM is made this  
21st day of February, 1980, by PHEASANT RUN COMPANY, a General Partnership,  
hereinafter referred to as the "Developer".

WHEREAS, the Developer has constructed upon the site Building Nos.  
9, 10, 11 and 14, with four apartment units per building, which were previously  
described in Amendment No. 3 to the Declaration of Condominium and which are  
hereafter described as Apartment Units Nos. 1, 2, 3, and 4. The addresses for  
said buildings are as follows:

BUILDING NO. 9, Apartments 1, 2, 3, and 4 - 5803 Southwest 22nd Terrace;

BUILDING NO. 10, Apartments 1, 2, 3, and 4 - 5801 Southwest 22nd Terrace;

BUILDING NO. 11, Apartments 1, 2, 3, and 4 - 5807 Southwest 22nd Terrace;

BUILDING NO. 14, Apartments 1, 2, 3, and 4 - 5809 Southwest 22nd Terrace;

WHEREAS, the Developer wishes to file this Amendment to satisfy the  
requirements of K.S.A. 58-3113;

NOW, THEREFORE, the Developer makes the following Amendment to the  
following Condominium development in accordance with the provisions of K.S.A.  
58-3113, as amended.

1. That attached hereto and incorporated herein by reference, as if set  
out in full herein, is a verified Affidavit of Charles G. Caldwell, a licensed profes-  
sional engineer, currently practicing and employed by Bartlett & West, Consulting  
Engineers, P.A., of Topeka, Kansas. That said Certificate is marked as Exhibit  
"A" and constitutes the Certificate of a licensed professional engineer certifying to

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8/230

the items stated therein, pursuant to the requirements of K.S.A. 58-3113.

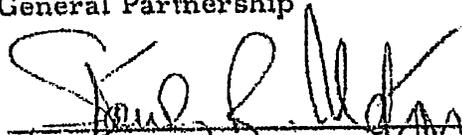
2. That this Amendment to the Declaration is filed and recorded prior to the first conveyance of any condominium apartment unit located within Buildings Nos. 9, 10, 11 and 14, as required by K.S.A. 58-3113 in the Kansas Ownership Act, as amended.

IN WITNESS WHEREOF, the Developer, through its lawfully authorized agents, executed the above and foregoing Amendment No. 4 to the Declaration of Condominium of Pheasant Run Buildings 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, and 16 the day and year first above written.

"DEVELOPER"

PHEASANT RUN COMPANY, a Kansas  
General Partnership

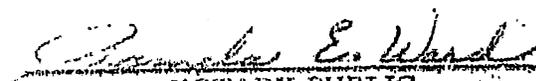
By

  
STANLEY R. METZGER - Partner

STATE OF KANSAS            )  
  )    SS:  
COUNTY OF SHAWNEE        )

BE IT REMEMBERED, that on this 21st day of February, 1980, before me, the undersigned, a Notary Public in and for the County and State aforesaid, came STANLEY R. METZGER, as a partner and duly authorized representative of PHEASANT RUN COMPANY, a Kansas General Partnership, and the said STANLEY R. METZGER is personally known to me to be the same person who executed the within instrument of writing, and such person duly acknowledged the execution of the same to be the act and deed of said corporation.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my notarial seal, the day and year last above written.

  
NOTARY PUBLIC.

My Appointment Expires:

PAMELA E. WARD  
STATE NOTARY PUBLIC  
SHAWNEE COUNTY, KANSAS  
MY APPT. EXP. FEBRUARY 22, 1982

CERTIFICATE OF PROFESSIONAL ENGINEER TO  
PHEASANT RUN BUILDINGS 9, 10, 11 and 14

STATE OF KANSAS     )  
                              )     SS:  
COUNTY OF SHAWNEE )

I, CHARLES G. CALDWELL, of lawful age, after being first duly sworn, state as follows:

1. That I am employed by BARTLETT & WEST, Consulting Engineers, P.A., with offices located at Topeka, Kansas.

2. That I am a duly licensed and registered engineer pursuant to all applicable laws of the State of Kansas.

3. That there has heretofore been recorded a set of plans for Pheasant Run Condominium Buildings 8, 9, 10, 11, 12, 13, 14, 15 and 16 showing the layout, location, apartment numbers and dimensions of the said condominium apartment buildings and their units identifying the buildings numerically, prepared by KNIGHT, REMMELE & EATON, licensed architects, and by BARTLETT & WEST, licensed professional engineers. That said floor and site plans have been duly recorded and may be found at Condominium Book 8 at Pages 208 in the office of the Register of Deeds of Shawnee County, Kansas.

4. That having surveyed and certified the "as built" foundation dimensions and location of Pheasant Run Buildings 9, 10, 11 and 14 and having inspected the apartment units built therein, without measuring each of the interior walls of each, this Affiant certifies that the apartment units located in Pheasant Run Buildings 9, 10, 11 and 14 and the buildings themselves have been constructed in substantial compliance with the plans heretofore filed for said units and buildings at Condominium Book No. 8 at Pages 208 in the office of the Register of Deeds of Shawnee County, Kansas, Topeka, Kansas, as to the layout, location, apartment numbers and dimensions of the apartments.

Exhibit A  
Page 1

8-232